

IN THE HOUSE OF REPRESENTATIVES

HOUSE JOINT MEMORIAL NO. 2

BY RESOURCES AND CONSERVATION COMMITTEE

A JOINT MEMORIAL

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES IN CONGRESS
ASSEMBLED, TO THE CONGRESSIONAL DELEGATION REPRESENTING THE STATE OF
IDAHO IN THE CONGRESS OF THE UNITED STATES, AND TO THE SECRETARY OF THE
INTERIOR.

We, your Memorialists, the House of Representatives and the Senate of
the State of Idaho assembled in the First Regular Session of the Sixty-first
Idaho Legislature, do hereby respectfully represent that:

WHEREAS, on December 22, 2010, United States Secretary of the Interior
Ken Salazar entered Secretarial Order 3310 which sets forth as its subject:
"Protecting Wilderness Characteristics on Lands Managed by the Bureau of
Land Management," and requires the Bureau of Land Management to identify and
manage certain lands, out of the 245 million acres it manages in the West, as
de facto wilderness; and

WHEREAS, Idaho's Governor C.L. "Butch" Otter responded to this order in
a letter to Secretary Salazar on January 12, 2011, wherein he expressed his
disappointment in the order and the fact that it was made without any state or
public input, proper notice or environmental compliance, including the Na-
tional Environmental Policy Act. Governor Otter also expressed that the Bu-
reau of Land Management's draft policy makes it clear that areas designated
as "Wild Lands" will carry a heavy presumption of de facto "W"ilderness man-
agement and that this type of de facto designation by administrative fiat was
categorically rejected in the state of Wyoming's challenge to the 2001 Clin-
ton Roadless Rule; and

WHEREAS, Governor Otter asked that the Secretary immediately withdraw
the order and initiate proper federal rulemaking pursuant to the Administra-
tive Procedure Act; and

WHEREAS, sixty-nine percent of Idaho's land is managed by governmental
agencies, and federal agencies are currently purchasing more land using tax-
payer funds to buy private property, removing such property from county tax
rolls; and

WHEREAS, the Bureau of Land Management manages about one-quarter of
Idaho land and has just initiated further restrictions for twelve million
acres; and

WHEREAS, Idaho is a sovereign state, and it is the duty of its citizens
to determine what is best for the state through the public process; and

WHEREAS, Idaho already has established the Frank Church River of No Re-
turn, Gospel-Hump, Hell's Canyon, Sawtooth, Selway-Bitterroot and Owyhee
wilderness areas and proposals are currently being drafted for additional
wilderness areas including CIEDRA (Boulder White Clouds), Secesh, Needles,
French Creek, Clearwater, Scotchman Peaks and the Selkirk; and

1 WHEREAS, Idaho's economy depends on the resources from these lands
2 which create jobs and sustainable communities in rural areas and wilderness
3 designations lock up the land from production; and

4 WHEREAS, in designating Idaho's current wilderness and other special
5 management units, many compromises and agreements were laboriously and
6 painfully worked out by all interests involved and specific legislative
7 language was agreed upon to protect traditional uses. Once the designations
8 were made, however, the compromises and agreements were forgotten and the
9 protective language was circumvented. Idaho now finds itself again trying
10 to protect access to lands that were to be available pursuant to the prior
11 agreements.

12 NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Ses-
13 sion of the Sixty-first Idaho Legislature, the House of Representatives
14 and the Senate concurring therein, that Idaho shall not support any type of
15 wilderness designations without having used the public process which in-
16 cludes the citizens of the state of Idaho; and

17 BE IT FURTHER RESOLVED that our elected officials are urged to defend
18 this position whenever necessary with the full support of the citizens of the
19 state.

20 BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representa-
21 tives be, and she is hereby authorized and directed to forward a copy of this
22 Memorial to the President of the Senate and the Speaker of the House of Rep-
23 resentatives of Congress, and the congressional delegation representing the
24 State of Idaho in the Congress of the United States, and to the Secretary of
25 the Interior.